

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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SHEET METAL WORKERS' NATIONAL  
PENSION FUND; NATIONAL ENERGY  
MANAGEMENT INSTITUTE COMMITTEE FOR  
THE SHEET METAL AND AIR CONDITIONING  
INDUSTRY; SHEET METAL OCCUPATIONAL  
HEALTH INSTITUTE TRUST; INTERNATIONAL  
TRAINING INSTITUTE FOR THE SHEET METAL  
AND AIR CONDITIONING INDUSTRY; SHEET  
METAL WORKERS INTERNATIONAL  
ASSOCIATION SCHOLARSHIP FUND and  
NATIONAL STABILIZATION AGREEMENT OF  
THE SHEET METAL INDUSTRY FUND,

Civil Action No.  
12 CV 0218 (GTS/DEP)

Plaintiffs,

v.

CENTRAL NEW YORK SHEET METAL, INC.,  
and LOUIS TESTONE, as an individual,

Defendants.

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**STIPULATION FOR DISMISSAL WITH PREJUDICE**

It is hereby stipulated by Plaintiffs and Defendants that the above-entitled action be dismissed, *with prejudice*. No party in this action is an infant or incompetent.

Dated: June 27, 2012

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Jeffrey S. Dubin, P.C.  
*Attorneys for Plaintiffs*

By: 

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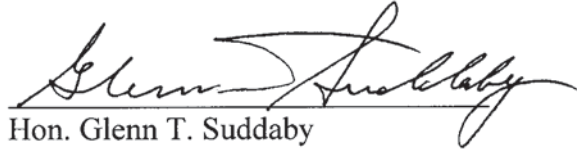
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Dated: June 28, 2012  
Syracuse, New York

IT IS SO ORDERED:

A handwritten signature in dark ink, appearing to read "Glenn T. Suddaby", is written over a horizontal line.

Hon. Glenn T. Suddaby

U.S. District Judge

Dated: June 28, 2012

Syracuse, NY